

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 16TH AUGUST 2007 / 25TH SRAVANA 1929

Bail Appl..No. 5127 of 2007()

AGAINST THE ORDER DATED 13/07/2007 IN CNP 3922/07 IN
CP.205/2007 of J.M.F.C.,KASARAGOD
CRIME NO.471/2006 OF KASARAGOD POLICE STATION
.....

PETITIONER : ACCUSED

HASSAN @ HASSAINAR,
S/O.MOHAMMED,
K.E.VALAPPU,
THAYALANGADI, KASABA VILLAGE,
KASARAGOD.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REP. BY
SHO KASARAGOD POLICE STATION,
REP. BY PUBLIC PROSECUTOR,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 16/08/2007 , THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J

B.A.No.5127 of 2007

Dated this the 16th day of August, 2007

ORDER

Application for regular bail. The petitioner faces allegations for offences punishable, inter alia, under Section 436 r/w 149 I.P.C. Investigation is complete. Final report has already been filed. The petitioner was not arrested in the course of investigation. After the final report was filed and cognizance was taken, coercive processes were issued against the petitioner by the learned Magistrate in C.P.2005/2007. The petitioner was at long last arrested on 10.08.07. He continues in custody, his application for bail having been dismissed by the learned Magistrate.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that subject to appropriate conditions, which shall ensure the presence of the petitioner before the trial court, the petitioner can be granted regular bail now.

3. In the result, this application is allowed. The petitioner shall be released on bail on the following terms and condition.

The petitioner shall execute a bond for Rs.1,00,000/-
(Rupees One Lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(R.BASANT, JUDGE)

rtr/-